

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Sections 1-140.10, 11-208, and 11-1516 and by adding Section
6 11-1517 as follows:

7 (625 ILCS 5/1-140.10)

8 Sec. 1-140.10. Low-speed electric bicycle. A bicycle
9 equipped with fully operable pedals and an electric motor of
10 less than 750 watts that meets the requirements of one of the
11 following classes:

12 (a) "Class 1 low-speed electric bicycle" means a low-speed
13 electric bicycle equipped with a motor that provides assistance
14 only when the rider is pedaling and that ceases to provide
15 assistance when the bicycle reaches a speed of 20 miles per
16 hour.

17 (b) "Class 2 low-speed electric bicycle" means a low-speed
18 electric bicycle equipped with a motor that may be used
19 exclusively to propel the bicycle and that is not capable of
20 providing assistance when the bicycle reaches a speed of 20
21 miles per hour.

22 (c) "Class 3 low-speed electric bicycle" means a low-speed
23 electric bicycle equipped with a motor that provides assistance

1 only when the rider is pedaling and that ceases to provide
2 assistance when the bicycle reaches a speed of 28 miles per
3 hour.

4 A "low-speed electric bicycle" is not a moped or a motor
5 driven cycle.

6 ~~The term "low speed electric bicycle" has the same meaning~~
7 ~~ascribed to it by Section 38 of the Consumer Product Safety Act~~
8 ~~(15 U.S.C. Sec. 2085).~~

9 (Source: P.A. 96-125, eff. 1-1-10.)

10 (625 ILCS 5/11-208) (from Ch. 95 1/2, par. 11-208)

11 Sec. 11-208. Powers of local authorities.

12 (a) The provisions of this Code shall not be deemed to
13 prevent local authorities with respect to streets and highways
14 under their jurisdiction and within the reasonable exercise of
15 the police power from:

16 1. Regulating the standing or parking of vehicles,
17 except as limited by Sections 11-1306 and 11-1307 of this
18 Act;

19 2. Regulating traffic by means of police officers or
20 traffic control signals;

21 3. Regulating or prohibiting processions or
22 assemblages on the highways; and certifying persons to
23 control traffic for processions or assemblages;

24 4. Designating particular highways as one-way highways
25 and requiring that all vehicles thereon be moved in one

1 specific direction;

2 5. Regulating the speed of vehicles in public parks
3 subject to the limitations set forth in Section 11-604;

4 6. Designating any highway as a through highway, as
5 authorized in Section 11-302, and requiring that all
6 vehicles stop before entering or crossing the same or
7 designating any intersection as a stop intersection or a
8 yield right-of-way intersection and requiring all vehicles
9 to stop or yield the right-of-way at one or more entrances
10 to such intersections;

11 7. Restricting the use of highways as authorized in
12 Chapter 15;

13 8. Regulating the operation of bicycles, low-speed
14 electric bicycles, and low-speed gas bicycles, and
15 requiring the registration and licensing of same,
16 including the requirement of a registration fee;

17 9. Regulating or prohibiting the turning of vehicles or
18 specified types of vehicles at intersections;

19 10. Altering the speed limits as authorized in Section
20 11-604;

21 11. Prohibiting U-turns;

22 12. Prohibiting pedestrian crossings at other than
23 designated and marked crosswalks or at intersections;

24 13. Prohibiting parking during snow removal operation;

25 14. Imposing fines in accordance with Section
26 11-1301.3 as penalties for use of any parking place

1 reserved for persons with disabilities, as defined by
2 Section 1-159.1, or veterans with disabilities by any
3 person using a motor vehicle not bearing registration
4 plates specified in Section 11-1301.1 or a special decal or
5 device as defined in Section 11-1301.2 as evidence that the
6 vehicle is operated by or for a person with disabilities or
7 a veteran with a disability;

8 15. Adopting such other traffic regulations as are
9 specifically authorized by this Code; or

10 16. Enforcing the provisions of subsection (f) of
11 Section 3-413 of this Code or a similar local ordinance.

12 (b) No ordinance or regulation enacted under subsections 1,
13 4, 5, 6, 7, 9, 10, 11 or 13 of paragraph (a) shall be effective
14 until signs giving reasonable notice of such local traffic
15 regulations are posted.

16 (c) The provisions of this Code shall not prevent any
17 municipality having a population of 500,000 or more inhabitants
18 from prohibiting any person from driving or operating any motor
19 vehicle upon the roadways of such municipality with headlamps
20 on high beam or bright.

21 (d) The provisions of this Code shall not be deemed to
22 prevent local authorities within the reasonable exercise of
23 their police power from prohibiting, on private property, the
24 unauthorized use of parking spaces reserved for persons with
25 disabilities.

26 (e) No unit of local government, including a home rule

1 unit, may enact or enforce an ordinance that applies only to
2 motorcycles if the principal purpose for that ordinance is to
3 restrict the access of motorcycles to any highway or portion of
4 a highway for which federal or State funds have been used for
5 the planning, design, construction, or maintenance of that
6 highway. No unit of local government, including a home rule
7 unit, may enact an ordinance requiring motorcycle users to wear
8 protective headgear. Nothing in this subsection (e) shall
9 affect the authority of a unit of local government to regulate
10 motorcycles for traffic control purposes or in accordance with
11 Section 12-602 of this Code. No unit of local government,
12 including a home rule unit, may regulate motorcycles in a
13 manner inconsistent with this Code. This subsection (e) is a
14 limitation under subsection (i) of Section 6 of Article VII of
15 the Illinois Constitution on the concurrent exercise by home
16 rule units of powers and functions exercised by the State.

17 (f) A municipality or county designated in Section 11-208.6
18 may enact an ordinance providing for an automated traffic law
19 enforcement system to enforce violations of this Code or a
20 similar provision of a local ordinance and imposing liability
21 on a registered owner or lessee of a vehicle used in such a
22 violation.

23 (g) A municipality or county, as provided in Section
24 11-1201.1, may enact an ordinance providing for an automated
25 traffic law enforcement system to enforce violations of Section
26 11-1201 of this Code or a similar provision of a local

1 ordinance and imposing liability on a registered owner of a
2 vehicle used in such a violation.

3 (h) A municipality designated in Section 11-208.8 may enact
4 an ordinance providing for an automated speed enforcement
5 system to enforce violations of Article VI of Chapter 11 of
6 this Code or a similar provision of a local ordinance.

7 (i) A municipality or county designated in Section 11-208.9
8 may enact an ordinance providing for an automated traffic law
9 enforcement system to enforce violations of Section 11-1414 of
10 this Code or a similar provision of a local ordinance and
11 imposing liability on a registered owner or lessee of a vehicle
12 used in such a violation.

13 (Source: P.A. 98-396, eff. 1-1-14; 98-556, eff. 1-1-14; 98-756,
14 eff. 7-16-14; 99-143, eff. 7-27-15.)

15 (625 ILCS 5/11-1516)

16 Sec. 11-1516. Low-speed gas bicycles.

17 (a) A person may operate a ~~low speed electric bicycle or~~
18 low-speed gas bicycle only if the person is at least 16 years
19 of age.

20 (b) A person may not operate a ~~low speed electric bicycle~~
21 ~~or~~ low-speed gas bicycle at a speed greater than 20 miles per
22 hour upon any highway, street, or roadway.

23 (c) A person may not operate a ~~low speed electric bicycle~~
24 ~~or~~ low-speed gas bicycle on a sidewalk.

25 (d) Except as otherwise provided in this Section, the

1 provisions of this Article XV that apply to bicycles also apply
2 to ~~low-speed electric bicycles~~ and low-speed gas bicycles.

3 (Source: P.A. 96-125, eff. 1-1-10.)

4 (625 ILCS 5/11-1517 new)

5 Sec. 11-1517. Low-speed electric bicycles.

6 (a) Except as otherwise provided in this Section, the
7 provisions of this Chapter that apply to bicycles also apply to
8 low-speed electric bicycles.

9 (b) Each low-speed electric bicycle operating in this State
10 shall comply with equipment and manufacturing requirements
11 adopted by the United States Consumer Product Safety Commission
12 under 16 CFR 1512. Each Class 3 low-speed electric bicycle
13 shall be equipped with a speedometer that displays the speed
14 the bicycle is traveling in miles per hour.

15 (c) Beginning on or after January 1, 2018, every
16 manufacturer and distributor of low-speed electric bicycles
17 shall apply a label that is permanently affixed to the bicycle
18 in a prominent location. The label shall contain, in Arial font
19 in at least 9-point type:

20 (1) a classification number for the bicycle that
21 corresponds with a class under Section 1-140.10 of this
22 Code;

23 (2) the bicycle's top assisted speed; and

24 (3) the bicycle's motor wattage.

25 No person shall knowingly tamper or modify the speed

1 capability or engagement of a low-speed electric bicycle
2 without replacing the label required under this subsection (c).

3 (d) A Class 2 low-speed electric bicycle shall operate in a
4 manner so that the electric motor is disengaged or ceases to
5 function when the brakes are applied. A Class 1 low-speed
6 electric bicycle and a Class 3 low-speed electric bicycle shall
7 operate in a manner so that the electric motor is disengaged or
8 ceases to function when the rider stops pedaling.

9 (e) A person may operate a low-speed electric bicycle upon
10 any highway, street, or roadway authorized for use by bicycles,
11 including, but not limited to, bicycle lanes.

12 (f) A person may operate a low-speed electric bicycle upon
13 any bicycle path unless the municipality, county, or local
14 authority with jurisdiction prohibits the use of low-speed
15 electric bicycles or a specific class of low-speed electric
16 bicycles on that path.

17 (g) A person may not operate a low-speed electric bicycle
18 on a sidewalk.

19 (h) A person may operate a Class 3 low-speed electric
20 bicycle only if he or she is 16 years of age or older. A person
21 who is less than 16 years of age may ride as a passenger on a
22 Class 3 low-speed electric bicycle that is designed to
23 accommodate passengers.